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ORGANIZATION: Federal Communications Commission

TO:

Office of the Secretary

PHONE:

FAX:

202.418.0187

FROM:

Sandy Spencer

PHONE:

614-882-0596

FAX:

614-882-2556

EMAIL:

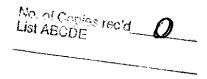
sjs@smserate.com

CC Docket No. 96-45 CC Docket No. 02-6

APPEAL - REQUEST FOR REVIEW

BILLED ENTITY NAME - Gahanna-Jefferson City School District **BILLED ENTITY NUMBER - 129170** 471 APPLICATION NUMBER - 494097

IF ALL PAGES ARE NOT RECEIVED, PLEASE CALL US IMMEDIATELY. The documents accompanying this fax transmission contain confidential information belonging to the sender. This information is intended only for the individual or entity named above. If you received this fax in error, please notify us immediately to arrange for return of these documents.





Gahanna - Jefferson Public Schools

160 South Hamilton Road • Gahanna, OH 43230 (614) 471-7065 • Fax (614) 478-5568

APPEAL

CC Docket No. 02-6

CC Docket No. 96-45

JUN 1 6 2006

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RECEIVED & INSPECTED

"Request for Review"

Billed Entity Name: Gahanna-Jefferson City School District

BEN: 129170

Service Provider. Multimedia InPhoNetworks, Inc.

SPIN: 143027875 FRN: 1394723

Form: 471 Application Number - 494097

Contact: Sandy Spencer

Address: 611 - G Park Meadow Road

Westerville, Ohio 43081

Telephone: 614.882.0596

Fax: 614.882.2556

Email: sis@smserate.com

Exact Text or Decision that is being appealed from the Funding Commitment

Decision Letter dated May 23, 2006.

"The FRN was modified from IA to Telecom to agree with the applicant documentation. This FRN is a request for Telecommunications Service from a carrier that does not provide telecommunications on a common carriage basis."

April 25, 2006 - Gahanna-Jefferson City Schools received a request for information from the Schools and Libraries Division -Robert Herring - PIA Team Member, to complete the Initial Review of our 471 application (request attached -Item 1). After reviewing the information, Mr. Herring was contacted via telephone concerning his request for the number of lines for voicemail (Item E of request). Mr. Herring was told, per the Item 21 attachment, there were 120 voicemail boxes for this request. Mr. Herring replied a "line switch count" was required to be supplied in addition to the number of voicemail boxes.

May 1, 2006 - Our service provider was contacted and asked for a "line switch count". Our service provider responded there was no "line switch count". This information was forwarded to Mr. Herring via telephone. During this conversation, Mr. Herring insisted there had to be a "line switch count". Mr.

Herring was asked to provide in writing exactly what was needed. Mr. Herring responded via email (email attached - Item 2). Our service provider was contacted and responded with 23 lines. This information was emailed to Mr. Herring (email attached - Item 3).

May 26, 2006 - Gahanna-Jefferson City Schools received the Funding Commitment Decision Letter (FCDL attached - Item 4). The FCDL indicated a change in service category from Internet Access to Telecommunications. Indeed, the service provider is not a telecommunications carrier. Gahanna-Jefferson City Schools selected a registered ISP to provide an eligible service for Voicemail.

By filing this service as Internet Access and contracting with a service provider that provides Internet Access services, Gahanna-Jefferson City Schools followed the rules set forth by the F.C.C.

Based on the facts presented herein, Gahanna-Jefferson City Schools respectfully requests the Federal Communications Commission reverse the Schools and Libraries Division's ruling concerning the eligibility of Funding Request Number 1394723 and reinstate the appropriate E-Rate funding. I appreciate your consideration on this matter.

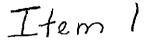
Treasurer

Gahanna-Jefferson City Schools

To: Sandy Spencer @ 16148822556

Page:

3-004





Universal Service Administrative Company

Schools & Libraries Division

Date: April 25, 2006

Dear: Sandy Spencer

Applicant Name: GAHANNA-JEFFERSON CTY SCH DIST

Phone: (614) 882-0596

Application Number(s): 494097

The Program Integrity Assurance (PIA) team is in the process of reviewing all Funding Year 2006 Form 471 Applications for schools and libraries discounts to ensure that they are in compliance with the rules of the Universal Service program. We are currently in the process of reviewing your Funding Year 2006 Form 471 Application. To complete our review, we need some additional information. The information needed to complete the review is listed below.

E. Based on your documentation FRN 1394723 is a request for <Voicemail> service. The documentation does not indicate the number of lines for which funding is being requested. Please indicate the number of lines for which you are requesting service on this request.

 \mathbf{F}_{\bullet} . For FRN(s) 1421448, the documentation provided in the Item 21 Attachments is not sufficient to determine the eligibility of your request. The documentation indicates that your request includes the following items: (CENTREX). The documentation does not clearly identify the products/services related to these charges. Please provide all the pages of the bill that identifies the actual products and services relating to the charges identified above and an S01 report. If the bill you receive does not identify the specific products and services being delivered, you will need to contact your vendor and request such documentation. The vendor should be able to provide you with a detailed bill identifying the specific products and services being provided, which is sometimes called a C.R.I.S. Report (preferably S01 report).

Any documentation provided should clearly identify any ineligible charges that allocated out of your request. If you are unable to justify the charges requested on your Form 471, the request may be reduced or denied.

Please fax or e-mail the requested information to my attention. If you have any questions, please feel free to contact me.

ne c2:22 by Solix Fax 4/4 2:07 PM EST To: Sandy Spencer @ 16148822558 Solix Fax

Page: 4-004

It is important that we receive all of the information requested so we can complete our review. Failure to do so may result in a reduction or denial of funding.

Should you wish to cancel this Form 471 application, or any of your individual funding requests, please clearly indicate in your response that it is your intention to cancel an application or funding request(s); along with the Form 471 application number and/or funding request number(s), and the complete name, title and signature of the authorized individual.

Please send the requested information within seven calendar days. If you need additional time to prepare your response, please let me know as soon as possible.

Thank you for your cooperation and continued support of the Universal Service Program.

Sincerely,

Robert Herring
PIA Associate
Schools And Libraries Division
Program Integrity Assurance
Phone: (973) 581-5083
FAX: (973) 599-6521
rherrin@sl.universalservice.org

Page 1 of

Item 2

Sandy Spencer

From:

"PIATeam5" <PIATeam5@sl.universalservice.org>

To:

<sjs@smserate.com>

Cc:

"Sandy Spencer@16148822556" < IMCEAFAX-Sandy+20Spencer+4016148822556@necaservices.com>

Sent:

Monday, May 01, 2006 11:03 AM

Subject:

App (494097) Gahanna line count

Sandy Spencer,

From the USAC web site, it appears that vendors are required to supply line count for USAC purposes.

Also, for additional help in forming a question to the vendor, see SLD help line at (888) 203-8100 Or Submit a question on line by going to the SLD website at www.sl.universalservice.org

Thank you for supporting the E-rate Program.

Robert Herring PIA Associate Schools And Libraries Division Program Integrity Assurance Phone: (973) 581-5083 FAX: (973) 599-6521 rherrin@sl.universalservice.org

Item 3

arres 5. 102 P. A.

May 1, 2006

Robert Herring
PIA Associate
Schools and Libraries Division

Regarding: Gahanna-Jefferson City School District 471 Application Number: 494097

SMS

Per your request:

E. FRN 1394723 - 23 lines.

F. FRN 1421448 – Attached is a copy of the signed contract for Centrex services to start 7.1.2006.

Item 4





Universal Service Administrative Company

Schools & Libraries Division

FUNDING COMMITMENT DECISION LETTER (Funding Year 2006: 07/01/2006 - 06/30/2007)

May 23, 2006

Sandy Spencer GAHANNA-JEFFERSON CTY SCH DIST 611 - G Park Meadow Road Westerville, OH 43081

Re: Form 471 Application Number: 494097 Billed Entity Number (BEN): 129170 Billed Entity FCC RN: 0002995892 Applicant's Form Identifier: GAH-471-06

Thank you for your Funding Year 2006 application for Universal Service Support and for any assistance you provided throughout our review. The current status of the funding request(s) in the Form 471 application cited above and featured in the Funding Commitment Report(s) (Report) at the end of this letter is as follows.

- The amount, \$66,241.93 is "Approved." - The amount, \$2,640.00 is "Denied."

Please refer to the Report on the page following this letter for specific funding request decisions and explanations. The Universal Service Administrative Company (USAC) is also sending this information to your service provider(s) so preparations can begin for implementing your approved discount(s) after you file Form 486 (Receipt of Service Confirmation Form). A guide that provides a definition for each line of the Report precedes the Report.

A list of Important Reminders and Deadlines is included with this letter to assist you throughout the application process.

NEXT STEPS

- Work with your service provider to determine if you will receive discounted bills or if you will request reimbursement from USAC after paying your bills in full
- Review technology planning approval requirements Review CIPA requirements
- File Form 486
- Invoice USAC using the Form 474 (service provider) or Form 472 (Billed Entity) as products and services are being delivered and billed

TO APPEAL THIS DECISION:

If you wish to appeal a decision in this letter, your appeal must be received by USAC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

- 1. Include the name, address, telephone number, fax number, and (if available) email address for the person who can most readily discuss this appeal with us.
- State outright that your letter is an appeal. Include the following to identify the letter and the decision you are appealing:

Appellant name,

- Applicant name,
 Applicant name and service provider name, if different from appellant,
 Applicant BEN and Service Provider Identification Number (SPIN),
 Form 471 Application Number 494097 as assigned by USAC,
 "Funding Commitment Decision Letter for Funding Year 2006," AND
 The exact text or the decision that you are appealing.

- 3. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep a copy of your entire appeal, including any correspondence and documentation.
- 4. If you are the applicant, please provide a copy of your appeal to the service provider(s) affected by USAC's decision. If you are the service provider, please provide a copy of your appeal to the applicant(s) affected by USAC's decision.
- 5. Provide an authorized signature on your letter of appeal.

To submit your appeal to USAC by email, email your appeal to appeals@sl.universalservice.org. USAC will automatically reply to incoming emails to confirm receipt.

To submit your appeal to USAC by fax, fax your appeal to (973) 599-6542.

To submit your appeal to USAC on paper, send your appeal to:

Letter of Appeal Schools and Libraries Division - Correspondence Unit 100 South Jefferson Road P.O. Box 902 Whippany, New Jersey 07981

SMS

While we encourage you to resolve your appeal with USAC first, you have the option of filing an appeal directly with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received by the FCC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. We strongly recommend that you use the electronic filing options described in the "Appeals Procedure" posted in the Reference Area of our website. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 245 12th Street SW, Washington, DC 20554.

NOTICE ON RULES AND FUNDS AVAILABILITY

An applicants' receipt of funding commitments is contingent on their compliance with all statutory, regulatory, and procedural requirements of the Schools and Libraries Program. Applicants who have received funding commitments continue to be subject to audits and other reviews that USAC and/or the FCC may undertake periodically to assure that funds that have been committed are being used in accordance with all suck requirements. USAC may be required to reduce or cancel funding commitments that were not issued in accordance with such requirements, whether due to action or inaction, including but not limited to that by USAC, the applicant, or the service provider. USAC, and other appropriate authorities (including but not limited to the FCC), may pursue enforcement actions and other means of recourse to collect improperly dispursed funds. The timing of payment of invoices may also be affected by the availability of funds based on the amount of funds collected from contributing telecommunications companies.

Schools and Libraries Division Universal Service Administrative Company

A GUIDE TO THE FUNDING COMMITMENT REPORT

A report for each funding request in your application is attached to this letter. We are providing the following definitions for the items in that report.

FORM 471 APPLICATION NUMBER: The unique identifier assigned to a Form 471 application by USAC.

FUNDING REQUEST NUMBER (FRN): A Funding Request Number is assigned by USAC to each Block 5 of your Form 471. This number is used to report to applicants and service providers the status of individual funding requests submitted.

FUNDING STATUS: Each FRN will have one of the following statuses:

- "Funded" the FRN is approved for support. The funding level will generally be the level requested unless USAC determined during the application review process that some adjustment is appropriate.
- 2. "Not Funded" the FRN is one for which no funds were committed. The reason for the decision will be briefly explained in the "Funding Commitment Decision Explanation." An FRN may be "Not Funded" because the request does not comply with program rules, or because the total amount of funding available for the Funding Year was insufficient to fund all requests.
- 3. "As Yet Unfunded" a temporary status assigned to an FRN when WSAC is uncertain at the time the letter is sent about whether sufficient funds exist to make commitments for requests for Internal Connections Other than Basic Maintenance or Basic Maintenance of Internal Connections at a particular discount level. For example, if your application included requests for discounts on both Telecommunications Services and Internal Connections, you might receive a letter with funding commitments for your Telecommunications Services funding requests and with an "As Yet Unfunded" status on your Internal Connections requests. You would receive one or more subsequent letters regarding the funding decisions on your Internal Connections requests.

CATEGORY OF SERVICE: The type of service ordered from the service provider, as shown on your Form 471.

FORM 470 APPLICATION NUMBER: The Form 470 Application Number associated with this FRN from Block 5, Item 12 of the Form 471.

SPIN (Service Provider Identification Number): A unique number assigned by USAC to service providers seeking payment from the Universal Service Fund Programs. A SPIN is also used to verify delivery of services and to arrange for payment.

SERVICE PROVIDER NAME: The legal name of the service provider.

CONTRACT NUMBER: The number of the contract between the eligible party and the service provider, if a contract number was provided on your Form 471.

BILLING ACCOUNT NUMBER: The account number that your service provider has established with you for billing purposes, if a Billing Account Number was provided on your Form 471.

SERVICE START DATE: The Service Start Date for this FRN from Block 5, Item 19 of your Form 471.

CONTRACT EXPIRATION DATE: The Contract Expiration Date for this FRU from Block 5, Item 20b of your Form 471, if a contract expiration date was provided on your Form 471.

SITE IDENTIFIER: The Entity Number listed in Form 471, Block 5, Item 22a for "site specific" FRNs only.

NUMBER OF MONTHS RECURRING SERVICE PROVIDED IN FUNDING YEAR: The number of months of service that has been approved for the funding year, for recurring services.

ANNUAL PRE-DISCOUNT AMOUNT FOR ELIGIBLE RECURRING CHARGES: Eligible monthly pre-discount amount approved for recurring charges multiplied by number of months of recurring service approved for the funding year.

ANNUAL PRE-DISCOUNT AMOUNT FOR ELIGIBLE NON-RECURRING CHARGES: Annual eligible non-recurring charges approved for the funding year.

PRE-DISCOUNT AMOUNT: Amount in Form 471, Block 5, Item 231, as determined through the application review process.

Page 3 of 8

DISCOUNT PERCENTAGE APPROVED BY USAC: The discount rate that USAC approved for this service.

FUNDING COMMITMENT DECISION: The total amount of funding that USAC has reserved to reimburse your service provider for the approved discounts for this service for this funding year. It is important that both you and your service provider recognize that USAC should be invoiced and that disbursement of funds will be made only for eligible, approved services actually rendered.

FUNDING COMMITMENT DECISION EXPLANATION: This entry provides an explanation of the amount in the "Funding Commitment Decision."

FCDL DATE: The date of this Funding Commitment Decision Letter (FCDL).

WAVE NUMBER: The wave number assigned to FCDLs issued on this date.

LAST ALLOWABLE DATE FOR DELIVERY AND INSTALLATION FOR NON-RECURRING SERVICES: The last date approved by the FCC for delivery and installation of eligible mon-recurring services (e.g., equipment). (The last allowable date for delivery and installation of recurring services is always the last day of the fund year, that is, June 30, 2007 for Funding Year 2006.)

FUNDING COMMITMENT REPORT Billed Entity Name: GAHANNA-JEFFERSON CTY SCH DIST BEN: 129170 Funding Year: 2006

Form 471 Application Number: 494097 Funding Request Number: 1394700 Funding Status: Funded Category of Service: Internet Access Form 470 Application Number: 252470000548714 SPIN: 143022680 SPIN: 143022680
Service Provider Name: Metropolitan Educational Council
Contract Number: 000013
Billing Account Number: N/A
Service Start Date: 07/01/2006
Contract Expiration Date: 06/30/2011
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$100,800.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$100,800.00
Discount Percentage Approved by the USAC: 44%
Funding Commitment Decision: \$44,352.00 - FRN approved as submitted FCDL Date: 05/23/2006
Wave Number: 005
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2007

Funding Request Number: 1394706
Funding Status: Funded
Category of Service: Telecommunications Service
Form 470 Application Number: 252470000548714
SPIN: 143000892 SPIN: 143000892
Service Provider Name: Nextel South Corp.
Contract Number: MTM
Billing Account Number: 693419239-004
Service Start Date: 07/01/2006
Contract Expiration Date: 06/30/2007
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$517.80
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$517.80
Discount Percentage Approved by the USAC: 44%
Funding Commitment Decision: \$227.83 - FRN approved as submitted

FCDL Date: 05/23/2006 Wave Number: 005

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2007

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FUNDING COMMITMENT REPORT
Billed Entity Name: GAHANNA-JEFFERSON CTY SCH DIST
BEN: 129170 Funding Year: 2006

Form 471 Application Number: 494097
Funding Request Number: 1394714
Funding Status: Funded
Category of Service: Telecommunications Service
Form 470 Application Number: 252470000548714
SPIN: 143018525
Service Provider Name: Arch Wireless Operating Company, Inc.
Contract Number: MTM
Billing Account Number: 7040294-6
Service Start Date: 07/01/2006
Contract Expiration Date: 06/30/2007
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$1,090.20
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$1,090.20
Discount Percentage Approved by the USAC: 44%
Funding Commitment Decision: \$479.69 - FRN approved as submitted FCDL Date: 05/23/2006
Wave Number: 005
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2007 Funding Request Number: 1394723
Funding Status: Not Funded
Category of Service: Telecommunications Service
Form 470 Application Number: 252470000548714
SPIN: 143027875 SPIN: 143027875

Service Provider Name: Multimedia InPhoNetworks, Inc.
Contract Number: MTM

Billing Account Number: GJPS
Service Start Date: 07/01/2006
Contract Expiration Date: 06/30/2007

Number of Months Recurring Service Provided in Funding Year: 12

Annual Pre-discount Amount for Eligible Recurring Charges: \$6,000.00

Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00

Pre-discount Amount: \$6,000.00

Discount Percentage Approved by the USAC: N/A

Funding Commitment Decision: \$0.00 - Invalid Telecom Carrier

Funding Commitment Decision Explanation: The FRN was modified from IA to Telecom to agree with the applicant documentation. This FRN is a request for Telecommunications Service from a carrier that does not provide telecommunications on a common carriage basis. FCDL Date: 05/23/2006 Wave Number: 005 Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2007

FUNDING COMMITMENT REPORT
Billed Entity Name: GAHANNA-JEFFERSON CTY SCH DIST
BEN: 129170
Funding Year: 2006

Form 471 Application Number: 494097

Funding Request Number: 1421314

Funding Status: Funded
Category of Service: Telecommunications Service
Form 470 Application Number: 252470000548714

SPIN: 143000114

Service Provider Name: XO Ohio, Inc.
Contract Number: N/A

Billing Account Number: N/A

Service Start Date: 07/01/2006
Contract Expiration Date: 06/30/2009

Number of Months Recurring Service Provided in Funding Year: 12

Annual Pre-discount Amount for Eligible Recurring Charges: \$258.72

Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00

Pre-discount Amount: \$258.72

Discount Percentage Approved by the USAC: 44%

Funding Commitment Decision: \$113.84 - FRN approved as submitted Form 471 Application Number: 494097

FCDL Date: 05/23/2006
Wave Number: 005
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2007

Funding Request Number: 1421360
Funding Status: Funded
Category of Service: Telecommunications Service
Form 470 Application Number: 252470000548714
SPIN: 143000114 SPIN: 143000114
Service Provider Name: XO Ohio, Inc.
Contract Number: N/A
Billing Account Number: N/A
Service Start Date: 07/01/2006
Contract Expiration Date: 06/30/2009
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$2,400.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$2,400.00
Discount Percentage Approved by the USAC: 44%
Funding Commitment Decision: \$1,056.00 - FRN approved as submitted

FCDL Date: 05/23/2006
Wave Number: 005
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2007

FUNDING COMMITMENT REPORT
Billed Entity Name: GAHANNA-JEFFERSON CTY SCH DIST
BEN: 129170 Funding Year: 2006

Form 471 Application Number: 494097
Funding Request Number: 1421448
Funding Status: Funded
Category of Service: Telecommunications Service
Form 470 Application Number: 252470000548714
SPIN: 143000114
Service Provider Name: XO Ohio, Inc.
Contract Number: N/A
Billing Account Number: N/A
Service Start Date: 07/01/2006
Contract Expiration Date: 06/30/2009
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$35,905.32
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Fre-discount Amount: \$35,905.32
Discount Percentage Approved by the USAC: 44%
Funding Commitment Decision: \$15,798.34 - FRN approved as submitted FCDL Date: 05/23/2006
Wave Number: 005
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2007 Funding Request Number: 1421459
Funding Status: Funded
Category of Service: Telecommunications Service
Form 470 Application Number: 252470000548714
SPIN: 143001192
Service Provider Name: AT&T Corporation
Contract Number: NTM
Billing Account Number: 030 351 9461 001
Service Start Date: 07/01/2006
Contract Expiration Date: 06/30/2007
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$9,577.30
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$.00
Pre-discount Amount: \$9,577.80
Discount Percentage Approved by the USAC: 44%
Funding Commitment Decision: \$4,214.23 - FRN approved as submitted

FCDL Date: 05/23/2006
Wave Number: 005
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2007